

#5 Amet C
S. Scott
4-1-02
CASE 4-30096B

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

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Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1624

ZIMMERMANN ET AL.

Examiner: Emily Bernhardt

APPLICATION NO: 09/991,184

FILED: NOVEMBER 16, 2001

FOR: CRYSTAL MODIFICATION OF A N-PHENYL-2-PYRIMIDINEAMINE
DERIVATIVE, PROCESSES FOR ITS MANUFACTURE AND ITS
USE

RECEIVED

JAN 17 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

TECH CENTER 1600/2900

THIRD PRELIMINARY AMENDMENT

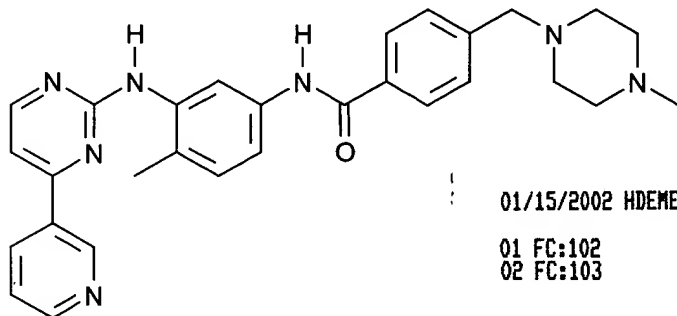
Sir:

Prior to consideration of the above-identified application, Applicants request that the following amendments be entered.

IN THE CLAIMS:

Please add the following claim:

44. A method of preventing or treating restenosis comprising administering a therapeutically effective amount of a crystalline form of the monomethanesulfonic acid addition salt of a compound of formula I,



01/15/2002 HDEMESS1 00000064 190134 09991184

01 FC:102 84.00 CH
02 FC:103 18.00 CH

which is non-hygroscopic in a glass climatic chamber at 25 °C and relative humidities up to and including 93%, to a patient in need thereof.